THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION No.9297 of 2007

DATED: 31.12.2007

Between:

Dasari Sekhar

.. Petitioner

And

The Regional Manager, Regional Office, Central Warehousing Corporation, Hyderabad and others.

.. Respondents

THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION No.9297 of 2007

ORDER:

This writ petition is filed seeking a Mandamus declaring the action of the respondents in not paying provident fund, contributory provident fund and gratuity amount to the petitioner, despite issuance of two notices dated 21.10.2006 and 18.03.2007 respectively, as arbitrary and illegal; and consequently to direct the respondents to pay the said amounts.

There is no necessity of going into all the details.

In view of a prohibitory order from the Civil Court, the petitioner was not paid the provident fund, contributory provident fund and gratuity. It is always open for the petitioner to challenge the said prohibitory order, in order to get the amounts released, but a writ petition in this shape is not maintainable. Thus, the writ petition is misconceived and is liable to be dismissed.

Accordingly, the writ petition is dismissed. No order as to costs.

JUSTICE C.V. RAMULU

31st December, 2007.

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